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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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15 **PEOPLE OF THE STATE OF CALIFORNIA and**
16 **PEOPLE OF THE STATE OF CALIFORNIA ex**
17 **rel. THE CALIFORNIA AIR RESOURCES**
18 **CONTROL BOARD,**

19 Plaintiffs,

20 v.

21 **MICHAEL ROUSE and GREGORY ROUSE, dba**
22 **BIG MIKE'S CHOPPERS, and DOES 1-100,**

23 Defendants.

Case No. C 06-07426 MHP

~~PROPOSED~~ STIPULATION
TO REMAND

24 This Stipulation is made by and among THE PEOPLE OF THE STATE OF
25 CALIFORNIA, THE PEOPLE OF THE STATE OF CALIFORNIA *ex rel.* THE CALIFORNIA
26 AIR RESOURCES CONTROL BOARD (collectively "Plaintiffs"), on the one hand, and Michael
27 Rouse and Gregory Rouse as individuals and dba Big Mike's Choppers (collectively
28 "Defendants"), on the other hand.

Stipulation for Remand; Case No. C 06-07426 MHP

RECITALS

A. On September 21, 2006, Plaintiffs filed a Complaint for violations of the California Health and Safety Code and the California Business and Professions Code in the Superior Court of the State of California, County of Contra Costa against the Defendants in the matter entitled *People of the State of California and People of the State of California ex rel. the California Air Resources Control Board v. Michael Rouse, Gregory Rouse, dba Big Mike's Choppers and DOES 1 through 100, inclusive*, Case No. C06-02027 ("Plaintiffs' Action").

B. On or about December 4, 2006, Defendants filed a Notice of Removal in this Court based on diversity jurisdiction.

C. Plaintiffs consist of the State of California and an agency of the State of California.


TERMS

THEREFORE, Plaintiffs and Defendants, through their counsel, stipulate as follows:

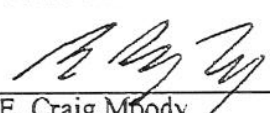
Plaintiffs' Action shall be remanded to state court by order of this Court. The remand shall become effective upon entry of the Court's order.

IT IS SO STIPULATED.

DATED: January 12, 2007


Tiffany Yee, Deputy Attorney General
Attorney General's Office
Counsel for Plaintiffs

DATED: January 11, 2007


E. Craig Moody
Moody & Hill
Counsel for Defendants

Dated: 1/16/07

The Clerk of Court shall transmit a certified copy of this order to the Clerk of the Superior Court of Contra Costa County, State of California, forthwith.

Stipulation for Remand; Case No. C 06-07426 MHP



ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

JUDGE MARILYN HALL PATEL

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Stipulation for Remand; Case No. C 06-07426 MHP